

Docket No.

96:25:PA:CON/4002-1310

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SPINAL FUSION IMPLANTS AND TOOLS FOR INSERTION AND REVISION

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Harold R. Woodard 16,214; C. David Emhardt 18,483; Holiday W. Banta 40,311; Troy J. Cole 35,102; L. Scott  
Joseph A. Naughton 19814; John V. Moriarty 26,207; Paynter 39,797; J. Andrew Lowes P40,706; Matthew R.  
John C. McNett 25,533; Thomas Q. Henry 28,309; James Schantz P40,800; Gregory B. Coy P40,967; Lisa Hiday  
M. Durlacher 28,840; Charles R. Reeves 28,750; Vincent 40,036; John V. Daniluck P40,581  
O. Wagner 29,596; Steve Zlatos 30,123, Spiro Bereveskos  
30,821; William F. Bahret 31,087; Clifford W. Browning  
32,201; R. Randall Frisk 32,221; Daniel J. Lueders  
32,581; Michael D. Beck 32,722; Kenneth A. Gandy  
33,386; Timothy N. Thomas 35,714; Kerry P. Sisselman  
37,237; Kurt N. Jones 37,996; John H. Allie 39,088;  
Jeffrey A. Michael 37,394; Deborah K. Knoll 37,370;

Send Correspondence to: Deborah R. Knoll  
Woodard, Emhardt, Naughton, Moriarty & McNett  
111 Monument Circle, Suite 3700  
Indianapolis, IN 46204

Direct Telephone Calls to: *(name and telephone number)*  
317-634-3456 Deborah R. Knoll

Full name of sole or first inventor	
Thomas Zdeblick	
Sole or first inventor's	Date
<i>Thomas Zdeblick</i>	4/11/87
Residence	
4517 Fox Bluff Lane, Middleton, WI 53562	
Citizenship	
USA	
Post Office Address	
4517 Fox Bluff Lane, Middleton, WI 53562	

Full name of second inventor, if any	
William F. McKay	
Second inventor's signature	Date
Residence	
3870 McElrie Cove, Memphis, TN 38133	
Citizenship	
USA	
Post Office Address	
3870 McElrie Cove, Memphis, TN 38133	

Full name of third joint inventor: Larry Boyd

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 5105 Lynbar Avenue, Memphis, TN 38117

Citizenship: USA

Post Office Address: 5105 Lynbar Avenue, Memphis, TN 38117

Full name of fourth joint inventor: Eddie Ray, III.

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 8691 Cedar Farms Dr., Cordova, TN 38018

Citizenship: USA

Post Office Address: 8691 Cedar Farms Dr., Cordova, TN 38018

Full name of ~~fifth~~ joint inventor: Thomas McGahan

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 4904 Harvest Field Circle, Memphis, TN 38125

Citizenship: USA

Post Office Address: 4904 Harvest Field Circle, Memphis, TN 38125

Full name of sixth joint inventor: \_\_\_\_\_

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

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☐ was filed on \_\_\_\_\_ as Application Serial  
No. \_\_\_\_\_ and was amended on \_\_\_\_\_  
(if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

\_\_\_\_\_  
(Number)      (Country)      (Day/Month/Year Filed)

☐ Yes    ☐ No

\_\_\_\_\_  
(Number)      (Country)      (Day/Month/Year Filed)

☐ Yes    ☐ No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status-patented/pending/abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status-patented/pending/abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Harold R. Woodard, No. 16,214; C. David Emhardt, No. 18,483; Joseph A. Naughton, Jr., No. 19,814; John V. Moriarty, No. 26,207; John C. McNett, No. 25,533; Thomas Q. Henry, No. 28,309; James M. Durlacher, No. 28,840; Charles R. Reeves, No. 28,750; Vincent O. Wagner, No. 29,596; Steve Zlatos, No. 30,123; Spiro Bereveskos, No. 30,821; William F. Bahret, No. 31,087; Clifford W. Browning, No. 32,201; R. Randall Frisk, No. 32,221; Daniel J. Lueders, No. 32,581; Michael D. Beck, No. 32,722; Kenneth A. Gandy, No. 33,386; Timothy N. Thomas, No. 35,714; Kerry P. Sisselman, No. 37,237; Kurt N. Jones, No. 37,996; John H. Allie, No. 39,088; Jeffrey A. Michael, No. 37,394; Deborah R. Knoll, No. 37,370; Holiday W. Banta, No. P40,311; Troy J. Cole, No. 35,102; L. Scott Paynter, No. P39,797; and Lisa H. Johnston, No. P40,036.

Address all telephone calls to: Deborah R. Knoll at 317-634-3456

Address all correspondence to: Deborah R. Knoll  
**WOODARD EMHARDT NAUGHTON**  
**MORIARTY & McNETT**  
Bank One Center/Tower  
111 Monument Circle, Suite 3700  
Indianapolis, Indiana 46204-5137

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Thomas Zdeblick

Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 9 Hodgeson Court, Madison, WI 53717

Citizenship: USA

Post Office Address: 9 Hodgeson Court, Madison, WI 53717

Full name of second joint inventor: William F. McKay

Inventor's Signature: William F. McKay

Date: 3-4-97

Residence: 3870 McElrie Cove, Memphis, TN 38133

Citizenship: USA

Post Office Address: 3870 McElrie Cove, Memphis, TN 38133

Full name of third joint inventor: Larry Boyd

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 5105 Lynbar Avenue, Memphis, TN 38117

Citizenship: USA

Post Office Address: 5105 Lynbar Avenue, Memphis, TN 38117

Full name of fourth joint inventor: Eddie Ray, III.

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 8691 Cedar Farms Dr., Cordova, TN 38018

Citizenship: USA

Post Office Address: 8691 Cedar Farms Dr., Cordova, TN 38018

Full name of fifth joint inventor: Thomas McGahan

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 4904 Harvest Field Circle, Memphis, TN 38125

Citizenship: USA

Post Office Address: 4904 Harvest Field Circle, Memphis, TN 38125

Full name of sixth joint inventor: \_\_\_\_\_

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_



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\_\_\_\_\_  
(Day/Month/Year Filed)

☐ Yes ☐ No

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(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
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Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 9 Hodgeson Court, Madison, WI 53717

Citizenship: USA

Post Office Address: 9 Hodgeson Court, Madison, WI 53717

Full name of second joint inventor: William F. McKay

Inventor's Signature: \_\_\_\_\_

Date \_\_\_\_\_

Residence: 3870 McElrie Cove, Memphis, TN 38133

Citizenship: USA

Post Office Address: 3870 McElrie Cove, Memphis, TN 38133

Full name of third joint inventor: Larry Boyd

Inventor's Signature: *Larry Boyd*

Date 3/6/97

Residence: 5105 Lynbar Avenue, Memphis, TN 38117

Citizenship: USA

Post Office Address: 5105 Lynbar Avenue, Memphis, TN 38117

Full name of fourth joint inventor: Eddie Ray, III.

Inventor's Signature: *Eddie Ray III*

Date 3/14/97

Residence: 8691 Cedar Farms Dr., Cordova, TN 38018

Citizenship: USA

Post Office Address: 8691 Cedar Farms Dr., Cordova, TN 38018

Full name of fifth joint inventor: Thomas McGahan

Inventor's Signature:

*Thomas McGahan*

Date

3/12/97

Residence: 4904 Harvest Field Circle, Memphis, TN 38125

Citizenship: USA

Post Office Address: 4904 Harvest Field Circle, Memphis, TN 38125

Full name of sixth joint inventor:

Inventor's Signature:

Date

Residence:

Citizenship:

Post Office Address: